

This listing of claims will replace all prior versions, and listings, of claims in the application:

**Listing of Claims:**

- 1.-22. (Cancelled).
23. (Currently Amended) ~~An audio-video~~A data processing transmitting apparatus for transmitting ~~said~~an encoded information by using the priority added to said encoded information and thereby thinning it when (1) an actual transfer rate exceeds the target transfer rate of information for a video or audio or (2) it is decided that writing of said encoded information into a transmitting buffer is delayed as the result of comparing the elapsed time after start of transmission with a period to be decoded or output added to said encoded information.
- 24.-58. (Cancelled).
59. (Original) A data processing method comprising the steps of:  
successively inputting classified time-series data and its priority information;  
and.  
(1) when the information for said classified time-series data is damaged, performing retransmission request processing in order to request retransmission of said damaged data and (2) when said classified time-series data is continuously or frequently lost, applying said retransmission request processing only to high-priority data.
60. (Original) A data processing apparatus characterized by, successively inputting classified time-series data and its priority information; and  
(1) when the information for said classified time-series data is damaged, performing retransmission request processing in order to request retransmission of said damaged data and, (2) when said classified time-series data is continuously or frequently lost, applying said retransmission request processing only to high-priority data.
61. (Currently Amended) A data processing method comprising the steps of:  
successively inputting classified time-series data and its priority information;  
and  
preferentially transmitting said high-priority data in accordance with the amount of said classified time-series data to be transmitted.

62. (Original) A data processing apparatus characterized by:  
successively inputting classified time-series data and its priority information;  
and  
preferentially transmitting said high-priority data in accordance with the amount of said classified time-series data to be transmitted.
- 63.-94. (Cancelled).
95. (New) A data processing method comprising the step of,  
transmitting an encoded information by using the priority added to said encoded information and thereby thinning it when (1) an actual transfer rate exceeds the target transfer rate of information for a video or audio or (2) it is decided that writing of said encoded information into a transmitting buffer is delayed as the result of comparing the elapsed time after start of transmission with a period to be decoded or output added to said encoded information.